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Dated: December 1, 2005

Signature:

(Debra J. Glaister)

Docket No.: 377882001100  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Gary VAN NEST

Application No.: 09/802,518

Confirmation No.: 9215

Filed: March 9, 2001

Art Unit: 1636

For: METHODS OF AMELIORATING  
SYMPTOMS OF HERPES INFECTION USING  
IMMUNOMODULATORY  
POLYNUCLEOTIDE SEQUENCES

Examiner: D. Sullivan

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

This is in response to the non-final Office Action dated June 1, 2005 (Paper No. 05051), for which a response was due on September 1, 2005. Filed herewith is a Petition and fee for a three months extension of time, thereby extending the deadline for response to December 1, 2005. Accordingly, this response is timely filed. Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.